

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

TYRONE WALKER, 94A5258  
Plaintiff,

v.

JOSEPH BELLNIER, JAMES D'GORMAN  
DONALD UHLER, PAUL WOODRUFF,  
JOANNE FITCHETTE, MELISSA COOK  
Defendants.

MOTION AND NOTICE  
OF MOTION FOR  
SUMMARY JUDGMENT

F.R.C.P. 56(a)

Civil # 9:17-CV-1008

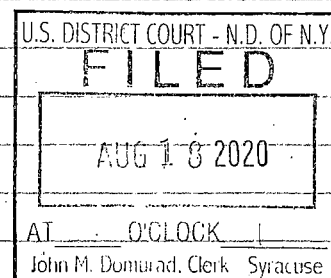
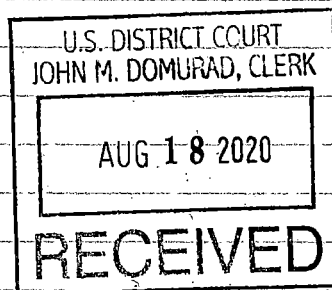
(GTS) (CFH)

PLEASE TAKE NOTICE, that upon the Complaint, the affidavit of Tyrone Walker, sworn to on the 12<sup>th</sup> of August, 2020 and motion Pursuant to Federal Rule of Civil Procedure Local Rule 7.1(a) & (b) will be made at United States Northern District Court of New York, P.O. Box 7367, 100 S. Clinton Street, Syracuse New York 13261-7367 on September, 14, 2020 or as soon thereafter as Plaintiff can be heard, for an order granting Plaintiff's Summary judgment pursuant to Federal Rules of Civil Procedure 56 on the ground that there is no genuine dispute as to any material fact, and that Plaintiff is entitled to judgment as a matter of law.

Dated: August, 12, 2020

Tyrone Walker

Tyrone Walker 94A5258  
Upstate Correctional Facility  
P.O. Box 2001  
Malone, N.Y. 12953



**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK )  
COUNTY OF FRANKLIN ) S.S.:

I, Tyrone Walker, being duly sworn, deposes and says:

I am the applicant in the enclosed action.

I have on this 12 day of August, 2020, placed and submitted within the institutional mailbox located at:

**Upstate Correctional Facility**

**P.O. Box 2001**

**Malone, N.Y. 12953**

The following:

Summary Judgment Motion

To be mailed and delivered via the United States Postal Service upon the following parties:

Lynn Knapp  
Assistant Attorney General  
The Capital  
Albany, N.Y. 12224

Clerk of the Court  
P.O. Box 7367  
100 South Clinton St.  
Syracuse, N.Y. 13261

Tyrone Walker  
Tyrone Walker  
94A5258 Pro-Se

Sworn to Before Me This 12  
Day of Aug, 2020

TS  
Notary Public

Thomas P. Kane  
Notary Public, State of New York  
No. 01KA6357158  
Qualified in Franklin County  
Commission Expires 04/10/21